

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MARCH 22, 1993
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:03 p.m. Mayor Golding offered her condolences to the family of former Sheriff John Duffy on his passing. Mayor Golding recessed the meeting at 4:23 p.m. The meeting was reconvened by Mayor Golding at 4:32 p.m. with all Council Members present. The meeting was adjourned by Mayor Golding at 5:58 p.m. to meet in Closed Session on Tuesday, March 22, 1993, at 9:00 a.m. in the twelfth floor conference room to discuss pending litigation, significant exposure to litigation and meet and confer matters.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-present
(1) Council Member Wolfsheimer-present
(2) Council Member Roberts-present
(3) Council Member Hartley-present
(4) Council Member Stevens-present
(5) Council Member Behr-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present
Clerk-Abdelnour (mc)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:
(M) Mayor Golding-present
(1) Council Member Wolfsheimer-present
(2) Council Member Roberts-present
(3) Council Member Hartley-present
(4) Council Member Stevens-present
(5) Council Member Behr-present
(6) Council Member Stallings-present
(7) Council Member McCarty-present
(8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

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Invocation was given by Pastor Jim Scott of the Reformation Evangelical Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Roberts.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell urging the Mayor to use the Bible when Council Members are sworn into office.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A045-063.)

ITEM-PC-2: REFERRED TO CITY MANAGER

Comment by Barbara Zumba requesting that Council take action on the design phase of the Del Mar Terrace streets.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A065-078.)

ITEM-PC-3: REFERRED TO CITY MANAGER

Comment by Larry Milligan regarding the homeless taking refuge in the Balboa Park Gym which will be closing March 31, 1993.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A079-138.)

ITEM-PC-4: REFERRED TO CITY MANAGER

Comment by Jacqueline C. Wise urging Council's intervention and advocacy on behalf of the Business Innovation Center tenants, former tenants and on behalf of other minority entrepreneurs to review the future funding for the San Diego Incubator Corporation's Business Innovation Center.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A139-175.)

COUNCIL COMMENT:

ITEM-CC-1: REFERRED TO CITY MANAGER AND CITY ATTORNEY

Comment by Council Member Behr regarding the ordinance that bans overnight parking of unattended commercial trailers.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A176-210.)

ITEM-CC-2:

Comment by Council Member Behr congratulating the Civil Engineers Corps on their 51st Anniversary Ball.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A211-226.)

ITEM-CC-3: REFERRED TO RULES COMMITTEE

Comment by Council Member Vargas on the temporary closure of the Otay Mesa Branch Library due to graffiti.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A227-264.)

ITEM-CC-4:

Comment by Council Member Roberts announcing that March 22,

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1993 is National Goof Off Day and that Mark Larsen of KFMB presented him with a Twister Game.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A265-284.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:
02/24/93 Special
03/01/93
03/02/93
03/08/93 Adjourned
03/09/93 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A293-294.)

MOTION BY HARTLEY TO APPROVE. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-100: (R-93-859) ADOPTED AS RESOLUTION R-281622

Awarding contracts to: 1. Murray Buick/Oldsmobile; 2. Quality Chevrolet; 3. Miramar Lincoln Mercury; 4. Trevellyan Oldsmobile Co.; 5. El Cajon Ford; and 6. Vince Dixon Ford Inc., for the purchase of the following miscellaneous police vehicles, for a total cost of \$415,674.83, including tax:

1. Murray Buick/Oldsmobile - Item 1 - two Buick Regal GS at a cost of \$16,618 each, and Item 2 - one Buick Regal Limited at a cost of \$15,325 for a total combined cost of \$48,561.
2. Quality Chevrolet - Item 3 - two Chevrolet Lumina Z-34 at a cost of \$13,488 each for a combined cost of \$26,976.
3. Miramar Lincoln Mercury - Item 4 - three Mercury Cougar XR7 at a cost of \$14,877 each for a combined cost of \$44,631.
4. Trevellyan Oldsmobile Co. - Item 5 - one Oldsmobile Cutlass Supreme S Coupe at a cost of \$15,150.
5. El Cajon Ford - Item 6 - one Ford Mustang GT at a cost

of \$14,667; Item 7 - three Ford Mustang LX 5.0 Liter at a cost of \$13,410 each; Item 12 - one Ford Van E-150 at a cost of \$17,828; and Item 13 - one Ford Van E-150 at a cost of \$17,000, for a total combined cost of \$89,725.

6. Vince Dixon Ford Inc. - Item 8 - four Thunderbird LX at a cost of \$14,830 each; Item 9 - three Ford Bronco Custom at a cost of \$18,024.70 each; Item 10 - two Ford Explorer 4X2 4-door XL at a cost of \$17,995.65 each; and Item 11 - one Ford Ranger 4X2 XL Super Cab at a cost of \$11,348.70 for a total combined cost of \$160,734.10.

Authorizing the expenditure of an amount not to exceed \$415,674.83 from Fund No. 100, Department No. 110, Organization No. 492, Object Account No. 6010, and Job Order No. 111008, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-C3590/93)

Aud. Cert. 9300821.

FILE LOCATION: CONT - Purchase - Murray Buick/Oldsmobile;
Quality Chevrolet; Miramar Lincoln Mercury;
Trevellyan Oldsmobile Co.; El Cajon Ford;
Vince Dixon Ford Inc. CONTFY93-6

COUNCIL ACTION: (Tape location: F125-191.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101: (R-93-1402) ADOPTED AS RESOLUTION R-281623

Inviting bids for the Reconstruction of Miramar Road Storm Drain on Work Order No. 112175; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to establish CIP-11-300.0, Reconstruction of Miramar Road Storm Drain; authorizing the City Auditor and Comptroller to transfer \$351,000 from CIP-11-256.0, Ivy Street, Grape Street and Hawthorn Street Drains Under Railroad Tracks, Proposition "A" Fund 30300, to CIP-11-300.0, Reconstruction of Miramar Road Storm Drain, Proposition "A" Fund 30300; and authorizing the expenditure of \$351,000 from CIP-11-300.0,

Reconstruction of Miramar Road Storm Drain, Proposition "A" Fund 30300, for the purpose of executing this contract and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in the project until construction is completed.

(BID-K3683/93)

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This project will replace two existing deteriorated corrugated metal drain pipes that cross Miramar Road west of Carroll Road. The installation method will allow for the replacement of the existing drains while keeping the disruption of traffic along Miramar Road to a minimum.
Aud. Cert. 9300819.

FILE LOCATION: W.O. 112175 CONT - L. R. Hubbard
Construction Co. Inc. CONTFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102: (R-93-1119) ADOPTED AS RESOLUTION R-281624

Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at Beyer Way and Coronado Avenue, and Flashing Beacons at Regents Road South of Lahitte Court and at Regents Road North and South of Berino Court on Work Order No. 119992; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of \$192,700 from CIP-61-001.0, Annual Allocation - Signal Allocation - Signal Installations to Accommodate Sudden Traffic Changes, Fund 30300, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-61-001.0. (BID-K3670/93)
(University and Otay Mesa-Nestor Community Areas. Districts-1 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvement Program Project to install a traffic signal system

provides for the safe passage of emergency equipment, pedestrians, and vehicles through the intersection. Traffic signal features include emergency vehicle preemption equipment. The flashing beacon installations will provide advance warning to vehicles at the intersections.
Aud. Cert. 9300788.

FILE LOCATION: W.O. 119992 CONT - Southwest Traffic Signal
Service, Inc. CONFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103: (R-93-1401) CONTINUED TO APRIL 12, 1993

Authorizing the City Manager to change and modify the improvements for the Calle Cristobal Assessment District No. 4013 to include construction of a traffic signal at Calle Cristobal and Camino Santa Fe; inviting bids for construction of the traffic signal on Work Order No. 137008; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$144,900 from Fund No. 79374, Calle Cristobal Assessment District, for said project and related costs.
(BID-K3682/93)
(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On May 23, 1989, Council established the Calle Cristobal Assessment District for the purpose of financing public improvements to Calle Cristobal, Sorrento Valley Boulevard, and Camino Santa Fe in the Mira Mesa community. The improvements funded by the assessment district included the design and construction of roadways, bridges, flood control facilities, traffic signals, street lights, underground utilities, and landscaping. These improvements were completed by the district's private developers and subsequently acquired by the City through assessment proceedings. When the improvement plans were prepared, signalization of the Calle Cristobal and Camino Santa Fe intersection was inadvertently omitted from the design effort. As a result, the assessment Engineer's Report did not identify this portion of work in the description of improvements to be constructed by the district. This Council

action would authorize a change and modification in the description of improvements to include the traffic signal work. Signalization of the intersection is considered to be of direct benefit to properties within the assessment district. The traffic signal would provide for the orderly movement of emergency equipment, pedestrians, and vehicles through the intersection. Traffic signal features include emergency vehicle preemption equipment. In November of 1991, this traffic signal was identified as a needed circulation element and designated as a priority project.
Aud. Cert. 9300807.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO CONTINUE TO APRIL 12, 1993 AT THE REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104: (R-93-1461) ADOPTED AS RESOLUTION R-281625

Inviting bids for a grant funded Drug Abuse Resistance Education (D.A.R.E.) 36-foot motor home, and the modifications/additions necessary to meet the requirements of the D.A.R.E. program; authorizing the execution of a contract with the lowest responsible bidder/bidders; authorizing the expenditure of up to \$117,000 to purchase the motor home and modifications according to the contract executed with the lowest responsible and acceptable bidder/bidders.
(Districts-3,4,5,6,7, & 8.)

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego Police Department has been selected for, and has accepted by Resolution R-280184 (adopted on June 22, 1992), a Special Purpose Grant from the U.S. Department of Housing and Urban Development for \$500,000 to implement an innovative augmentation for the Drug Abuse Resistance Education (D.A.R.E.) Program in low-income, public, and subsidized housing areas. Grant funding includes an allocation of \$117,000 for a 36-foot motor home, and necessary modifications, for use as a mobile classroom, equipment storage, transportation, office space, and community focal point for D.A.R.E. Day Camps in 14 target sites throughout the City. Modifications will include creation of classroom-type space, storage space for recreational equipment, changing areas, galley,

and office area. The grant also provides \$4,800 for operating costs (\$200 per month for the grant period of 24 months). Draft specifications have been developed by project personnel. Vehicle acquisition and modifications will be via regular purchasing procedures in accordance with City Administrative and other regulations.

Aud. Cert. 9300767.

FILE LOCATION: MEET CONFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105:

Two actions relative to the Tierrasanta Facilities
Benefit Assessment:
(See City Manager Report CMR-93-27. District-7.)

Subitem-A: (R-93-1214) ADOPTED AS RESOLUTION R-281626

Approving the document entitled, "Tierrasanta Public
Facilities Financing Plan and Facilities Benefit
Assessment, December, 1992."

Subitem-B: (R-93-1215) ADOPTED AS RESOLUTION R-281627

Resolution of Intention to designate an area of benefit
in Tierrasanta; setting the time and place for holding
a public hearing.

COMMITTEE ACTION: Reviewed by TLU on 3/3/93. Recommendation to
approve the City Manager's recommendation and forward to full
Council. Districts 2, 5, 6 and 7 voted yea. District 1 not
present.

FILE LOCATION: STRT - FB-10

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-106: (R-93-1292) ADOPTED AS RESOLUTION R-281628

Vacating the excess portion of Westview Parkway (formerly Samoa Avenue), a street reservation and unneeded slope easements; declaring that the resolution of vacation shall not become effective unless and until the following condition has been met: The completion of a land sale for those portions of excess right-of-way, which are owned in fee by the City of San Diego; declaring that in the event the above condition is not completed within 18 months following the adoption of the resolution, then the resolution shall become void and be of no further force or effect.
(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation and slope easement abandonment have been requested by the abutting property owner in order to eliminate excess portions of right-of-way and slope easement. These are no longer needed, now that the ultimate alignment for Westview Parkway has been completed, and their vacation will create a uniform curb-to-property-line distance. The construction of Westview Parkway was an off-site requirement for Westview, Unit 1 (TM-86-0969), and the area to be vacated may now be considered excess. The subject vacation is located in the Mira Mesa Community Plan area. Although additional development entitlements would be allowed, as dictated by the applicable zoning, no development is currently proposed other than that outlined by the Westview project (TM-86-0969).

The area-of-vacation totals 5,689 square feet (0.131 acres), and the area of the slope easement abandonment totals 22,475.5 square feet (0.516 acres). The Planning Department has no objections to the proposed vacation and, although the Mira Mesa Community Planning Group chose not to comment explicitly on the street vacation, the group has thoroughly reviewed and approved the road alignments for the Westview project. The Planning Commission recommended approval 6-0 on February 27, 1992. The area proposed for vacation is unimproved and contains no utilities or franchise facilities. The area-of-vacation is not necessary for access or traffic circulation and may be considered excess. The existing curb, gutter, and sidewalk, which was recently constructed as part of the ultimate alignment for Westview Parkway, will not be affected by the proposed vacation. Because the portion to be vacated is owned in fee by the City of San Diego, consummation of a land sale is required.

FINDINGS: Staff review has indicated that the vacation is consistent with the General Plan, the Mira Mesa Community Plan, and Council Policy 600-15 and may be summarily vacated. The excess rights-of-way and slope easements are not required for present or prospective public use, and the facilities for which they were originally acquired will not be detrimentally affected. The public will benefit from the vacation through improved utilization of the land and relieving the City of maintenance and liability responsibilities.

FILE LOCATION: STRT - J-2790; DEED F-6000 DEEDFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107: (R-93-1393) ADOPTED AS RESOLUTION R-281629

Calling a public hearing to determine whether the public health, safety or general welfare requires the formation of Division Street (I-5 to 43rd Street) Underground Utility District.
(Southcrest Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The proposed district will underground the overhead utility facilities on Division Street between I-5 and 43rd Street. This is a scheduled project in the calendar year 1993 Capital Improvements Program. The formation of this district will require the affected property owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners based on the length of their electrical service trench. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.
Aud. Cert. 9300804.

FILE LOCATION: STRT - K-215

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

Two actions relative to the San Ysidro Boulevard (I-805 to Border Village Road) Underground Utility District: (San Ysidro Community Area. District-8.)

Subitem-A: (R-93-1399) ADOPTED AS RESOLUTION R-281630

Designating June 30, 1993 as the date upon which all property in the San Ysidro Boulevard (I-805 to Border Village Road) Underground Utility District must be ready to receive underground service and July 30, 1993 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-93-1400) ADOPTED AS RESOLUTION R-281631

Authorizing the City Auditor and Comptroller to open Fund No. 78062 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the San Ysidro Boulevard (I-805 to Border Village Road) Underground Utility District; authorizing payment to all property owners in the San Ysidro Boulevard (I-805 to Border Village Road) Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds one foot; authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The San Ysidro Boulevard (I-805 to Border Village Road) Underground Utility District was created by the City Council on June 25, 1991. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set June 30, 1993 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system.

This action will also establish July 30, 1993 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: STRT - K-198

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109: CONTINUED TO APRIL 12, 1993

Three actions relative to Calle Cristobal Assessment
District No. 4013 - Assessment Reapportionment:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-93-1396)

Authorizing the execution of an agreement with Willdan Associates Inc., for assessment engineering services to reapportion assessments; authorizing the expenditure of an amount not to exceed \$7,500 from Fund 79375, for the purpose of providing funds for the above project.

Subitem-B: (R-93-1397)

Authorizing the execution of a reimbursement agreement with the Fieldstone Company; authorizing the City Auditor and Comptroller to establish the Calle Cristobal Assessment Reapportionment Fund; authorizing the City Manager to accept a cash advance of \$26,000 from the Fieldstone Company for the purpose of funding the Calle Cristobal Assessment Reapportionment.

Subitem-C: (R-93-1398)

Authorizing the execution of an agreement with F. MacKenzie Brown, for special bond counsel services; authorizing the expenditure of an amount not to exceed \$10,000 from Fund 79375, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: On May 23, 1989, City Council confirmed assessments and established the Calle Cristobal Assessment District. These assessments were based on the Engineer's Final Report for the district which used existing land development information to equally distribute the public improvement costs to benefitting properties. This included final maps, tentative maps, preliminary site plans and community planning information available at the time the district was formed.

Subsequent to the formation of the assessment district, one property owner, the Fieldstone Company, filed final maps for Canyon Country West which differed from their original development plan. This revised development has changed the density and composition of dwelling units which resulted in unequal assessments being placed on property purchased from Fieldstone by individual home owners. The Fieldstone Company has now requested a reapportionment of the assessment liens which were originally placed on parcels within the Canyon Country West Subdivision. This Council action will authorize the Assessment Engineer to proceed with changes and modifications to the Final Engineer's Report and authorize the Special Bond Counsel to provide legal expertise regarding these assessment modifications. Council approval of the modified Engineer's Report would be required prior to scheduling a public hearing to confirm the reapportioned assessments. The proposed reapportionments will only apply to property in the Canyon Country West Subdivision and will not affect other property assessments in the district.
Aud. Cert. 9300794.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO CONTINUE TO APRIL 12, 1993 AT THE REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

Two actions relative to Street Reservation - Camino De La Plaza: (Tia Juana River Valley Community Area. District-8.)

Subitem-A: (R-93-1323) ADOPTED AS RESOLUTION R-281632

Approving the acceptance by the City Manager of a grant deed of SanMart Partners Limited Partnership, granting to the City an easement to be reserved for public street purposes in a portion of Lot 2 of Plaza Mayor Unit No. 3, Map-9505; dedicating said land as and for public street purposes.

Subitem-B: (R-93-1324) ADOPTED AS RESOLUTION R-281633

Stating for the record that the information contained in Negative Declaration DEP-91-0366, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.), as amended and State guidelines; that the declaration reflects the independent judgement of the City of San Diego as Lead Agency, and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by the Council in connection with the approval of a street reservation in Lot 2 of Plaza Mayor Unit No. 3, Map-9505; declaring that the Council finds, based upon the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and therefore the Negative Declaration is approved.

FILE LOCATION: DEED F-6001 DEEDFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111: (R-93-1330) ADOPTED AS RESOLUTION R-281634

Authorizing the execution of a quitclaim deed with Joseph F. Oliver, Jr., effecting the revestment of certain abutter's rights of access in and to Lot 1, Carmel Valley Inn, Map-11697, adjacent and contiguous

to Carmel Valley Road, to allow better utilization of the land.

(North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The owner of Lot 1 of Carmel Valley Inn, Map-11697 has applied to the Engineering and Development Department for the revestment of access rights to a 30-foot portion of their frontage onto Carmel Valley Road. Carmel Valley Inn is located northerly of Carmel Valley Road between I-5 on the west and El Camino Real on the east in the Carmel Valley area. The access rights were relinquished to the City at no cost when the parcel map was filed December 18, 1986; subsequently, no compensation is due to the City. The revestment of this access has been reviewed by Planning, Engineering and Development and Property Departments and there are no objections. It is recommended that a Quitclaim Deed be authorized by Council Resolution to revest access rights to the property owner.

FILE LOCATION: DEED F-6002 DEEDFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

Two actions relative to exclusive sale of City-Owned Land - Sorrento Valley Road:
(Torrey Pines Community Area. District-1.)

Subitem-A: (R-93-1367) ADOPTED AS RESOLUTION R-281635

Authorizing the sale by negotiation of a portion of the Southeast Quarter of the Northeast Quarter of Section 25, Township 14 South, Range 4 West, San Bernardino Base and Meridian for the amount of \$6,000 to the State of California (CalTrans); authorizing the execution of a grant deed, granting the property to CalTrans; authorizing the execution of a Right-of-Way Contract with CalTrans in connection with the sale of the property; declaring that no broker's commission shall be paid by the City on the above negotiated sale.

Subitem-B: (R-93-1368) ADOPTED AS RESOLUTION R-281636

Stating for the record that the information contained in EIR/EIS SCH-89041916, prepared by the State of California, Department of Transportation (CalTrans) and the U.S. Department of Transportation Federal Highways Administration (FHA), including any comments received during the public review process, has been reviewed and considered by Council in connection with an overpass connector that will cross over Sorrento Valley Road.

CITY MANAGER SUPPORTING INFORMATION: The subject property is required by CalTrans in connection with the I-5 widening project, more specifically in connection with an overpass connector that will cross over Sorrento Valley Road. The subject is located on the west side of Sorrento Valley Road, south of Carmel Valley Road. CalTrans requires a small portion (.12 acres out of 7.41 acres) for the project. The property is shown as open space in the community plan but has never been dedicated for this purpose. Much of the area has been previously graded and brushed. The Park and Recreation Department Open Space Division has reviewed the proposed sale and has no opposition. The parcel was appraised at \$6,000 by a CalTrans staff appraiser and reviewed by City of San Diego Valuation staff.

FILE LOCATION: DEED F-6003 DEEDFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-113: (R-93-1386) ADOPTED AS RESOLUTION R-281637

Accepting the Vision and Implementing Principles for the City of San Diego report from the Partnership for San Diego Committee; referring the report to the community groups for review and input, and to the City Manager for evaluation of the proposals implementation and to report back to Council in 90 days.
(See Report from Partnership for San Diego Committee.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C122-429.)

MOTION BY HARTLEY TO ACCEPT THE REPORT FOR PUBLIC DISTRIBUTION. Second by Stevens. Passed by the following

vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

Substitute motion by Behr to accept the report as advisory
in nature, move that this group meet with various groups to
get a total perspective of these issues, and return to
Council with a report. No second.

ITEM-114: (R-93-305 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-281638

Amending Council Policy 700-2 regarding Community
Development Corporations Board of Director Elections,
to require that CDCs open the election of their boards
of directors to the residents and property owners of
the community served, as a condition for eligibility to
receive core operating support.

(See City Manager Report CMR-92-271. Mid-City, North
Park, Greater Golden Hill and Linda Vista Community
Areas. Districts-3, 5, 6 and 8.)

COMMITTEE ACTION: Reviewed by PSS on 3/3/93. Recommendation to
approve the City Manager's recommendation in CMR-92-271 for
modifications to Council Policy 700-2 requiring CDC's to have
elections by their membership. The membership is to be open to
community residents and businesses. It would be the intent of
the motion that membership fees are not a prerequisite for
membership in hardship cases. Districts 1, 2, 3, 4 and 8 voted
yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A545-C032.)

MOTION BY HARTLEY TO ADOPT THE CITY MANAGER'S RECOMMENDATION
AS AMENDED TO INSURE THAT THE ORGANIZATIONS HAVE ACTED, WITH
RESPECT TO HOLDING THOSE ELECTIONS, BEFORE ANY DECISIONS ARE
MADE AS TO WHO WILL BE RECEIVING FUNDING. Second by
Roberts. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115: (R-93-1365) ADOPTED AS RESOLUTION R-281639

Adopting the Conflict of Interest Code for the City of San Diego's Neighborhood Code Compliance Department.

CITY MANAGER SUPPORTING INFORMATION: The Political Reform Act of 1974 (Government Code Section 87300, et. seq.) requires all agencies to prepare and submit for approval a Conflict of Interest Code to the City Council. The Neighborhood Code Compliance Department, which was created in 1992, is therefore establishing a Conflict of Interest Code as required. Exhibit A lists the duties and categories of the designated positions which are required to submit Annual Statements of Economic Interest. Exhibit B specifies the types of interests which must be disclosed. The City Attorney's office has reviewed the Neighborhood Code Compliance Department's proposed code and disclosure requirements and has determined that they conform to the standards set by the Fair Political Practice Commission (FPPC). Employees filling positions identified as having potential conflicts of interest were afforded the opportunity to review and comment on this amendment.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116: (R-93-1370) ADOPTED AS RESOLUTION R-281640

Adopting the Revised Conflict of Interest Code for the City of San Diego's Board of Zoning Appeals.

CITY MANAGER SUPPORTING INFORMATION: The Political Reform Act of 1974 (Government Code Section 87300, et. seq.) requires all agencies to prepare and submit for approval a Conflict of Interest Code to the City. On March 28, 1978, Council approved the Conflict of Interest Code for the Board of Zoning Appeals and Annual Statements of Economic Interest have been filed since then. The Conflict of Interest Code has been amended to reflect the requirements of the Political Reform Act as amended in 1990. As before, all board members and the chairperson are required to file annual reports. The disclosure requirements are modified slightly to require that all positions in a business entity, not just management positions, be disclosed. The City Attorney's office has reviewed the proposed revisions to the Board of Zoning Appeal's Conflict of Interest Code and filing requirements and

has determined that the changes conform to the standards set by the Fair Political Practice Commission (FPPC). The board members were afforded the opportunity to review and comment on these revisions.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117:

Two actions relative to additional financing for Nestor Neighborhood Park: (Otay Mesa-Nestor Community Area. District-8.)

Subitem-A: (R-93-1288) ADOPTED AS RESOLUTION R-281641

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$50,000 from PSD Fund 11730 to CIP-29-447.0, Nestor Neighborhood Park Development; authorizing the expenditure of an amount not to exceed \$50,000 from CIP-29-447.0, Nestor Neighborhood Park Development, PSD Fund 11730, to supplement funding previously authorized by Resolution R-278131.

Subitem-B: (R-93-1289) ADOPTED AS RESOLUTION R-281642

Stating for the record that the information contained in Negative Declaration DEP-86-0774, including any comments received during the public review process, has been reviewed and considered by Council in connection with Nestor Neighborhood Park.

CITY MANAGER SUPPORTING INFORMATION: Nestor Neighborhood Park is located on Grove Avenue in the Nestor Community Planning Area. This project will provide site grading, storm drains, a tiny tot play area, picnic facilities, walkways, safety lighting, off street parking and a turfed open play area on a five acre site. Construction of this project began in October 1991 and has taken longer than anticipated, due to weather related problems. Additional funds are necessary to provide construction inspection and project management through the extended construction period,

and for construction change order work.
Aud. Cert. 9300723.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-118: (R-93-1384) ADOPTED AS RESOLUTION R-281643

Authorizing the City Manager to submit a Grant
Application Proposal entitled "Buckle Up San Diego II"
for \$75,000 to the California Office of Traffic Safety;
authorizing the execution of an agreement with the San
Diego County Safety Council to conduct the "Buckle Up
San Diego II" program.

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego has
submitted a grant proposal to the California Office of Traffic
Safety (OTS) for a program designed to increase the use of adult
and child safety restraints through public education. The
proposal names the San Diego County Safety Council as
subcontractor to implement the grant program. The total grant
amount of \$75,000 includes approximately \$33,500 for Safety
Council personnel expenses, and \$41,500 for educational materials
and expenses. The City receives no funds from this grant. The
City operated a similar OTS grant program from 1984-1987, with
the Safety Council as subcontractor, as approved in Resolution
Number R-260512 (April 23, 1984). The Police Department (and the
California Highway Patrol) will provide technical guidance,
periodic use surveys and readily available data such as restraint
citations. The Auditor will manage fund distribution and
accounting. Other program operations, reports, and staffing will
be managed by the Safety Council. The San Diego County Safety
Council has served San Diego since 1953. Their operations and
goals are congruent with those of the City and the Police
Department. The grant program will have minimal impact on City
or Police Department workloads, and a substantial return in
safety education for the citizens of San Diego.

FILE LOCATION: MEET CONFY93-1

COUNCIL ACTION: (Tape location: A499-544.)
CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-119: (R-93-1427) ADOPTED AS RESOLUTION R-281644

Relinquishing the City's claim on a 1992 Traffic Systems Management Plan grant from the California Department of Transportation in the amount of \$28,000 for the Del Mar Heights Road/Interstate 5 High Occupancy Vehicle Bypass.
(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The California Transportation Commission awarded the City a \$28,000 grant, through the Traffic Systems Management Plan grant program, for the construction of a high-occupancy vehicle bypass at the ramp from eastbound Del Mar Heights Road onto southbound Interstate 5. The California Department of Transportation (CalTrans) has since agreed to include the HOV bypass as a part of the larger project to construct the Interstate 5 State Route 56 interchange and related improvements. No expenses have been charged to this project, nor can the grant award be shifted to another City project. The CalTrans project will include all work that would have been completed by the grant project. Consequently, it is recommended that the City relinquish its claim on the grant funds.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-120: (R-93-1432) ADOPTED AS RESOLUTION R-281645

Authorizing and directing the City Auditor to transfer funds presently deposited in the Low Income Housing Capital Outlay Fund No. 30249, in an amount not to exceed \$699,928, to the San Diego Housing Commission, for use in site acquisition and construction of permanent public improvements in connection with the following two Public Housing projects:

CA16-PO63-044 - 7891 Golfcrest Drive
7281, 7289 Saranac Street
7520 Fulton Street, and
CA16-PO65-047 - 12655 El Camino Real.
(See Housing Commission Report HCR-93-005-CC.)
Aud. Cert. 9300777.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C041-075.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Stevens. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-121:

Nine actions relative to authorizing Suggestion Awards
to the following City Employees:

Subitem-A: (R-93-1335) ADOPTED AS RESOLUTION R-281646

Richard L. Ballard - Fire/B - \$30.

Subitem-B: (R-93-1336) ADOPTED AS RESOLUTION R-281647

William M. Lutes - Auditor's/ Account Operations -
\$32.90.

Subitem-C: (R-93-1337) ADOPTED AS RESOLUTION R-281648

Korry D. Belmontez - Fire - \$50.

Subitem-D: (R-93-1338) ADOPTED AS RESOLUTION R-281649

Duane Hewlett - Water Utilities/Production - \$50.

Subitem-E: (R-93-1339) ADOPTED AS RESOLUTION R-281650

Joel S. Warkentin - Building Inspection - \$76.32.

Subitem-F: (R-93-1340) ADOPTED AS RESOLUTION R-281651

Ben Yousefi - Building Inspection - \$115.43.

Subitem-G: (R-93-1341) ADOPTED AS RESOLUTION R-281652

Michael J. Pacheco - Fire - \$160.

Subitem-H: (R-93-1342) ADOPTED AS RESOLUTION R-281653

Daniel J. Saner - Fire/B - \$320.

Subitem-I: (R-93-1343) ADOPTED AS RESOLUTION R-281654

John J. Taylor and Wayne Hurlbert - General
Services/Buildings - \$5,000.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-122: (R-93-1421) ADOPTED AS RESOLUTION R-281655

A Resolution approved by the City Council in Closed
Session on Tuesday, February 23, 1993 by the following
vote: Wolfsheimer-not present; Roberts-yea;
Hartley-not present; Stevens-yea; Behr-yea;
Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of
\$15,000 in the settlement of each and every claim
against the City, its agents and employees, resulting
from the workers compensation claim paid by
Transamerica Insurance Group; authorizing the City
Auditor and Comptroller to issue one check in the total
amount of \$15,000 made payable to Transamerica
Insurance Group and their attorney, the Law Offices of
Steve Admundson, in full settlement of the lawsuit and
all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the
complete and final settlement of all claims by Transamerica
Insurance Group against the City of San Diego, its agents and
employees arising from this incident of September 1, 1991.
Aud. Cert. 9300812.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-123: (R-93-1467) ADOPTED AS RESOLUTION R-281656

A Resolution approved by the City Council in Closed Session on Tuesday, October 20, 1992 by the following vote: Wolfsheimer-yea; Roberts-yea; Hartley-yea; Stevens-yea; Behr-nay; Stallings-not present; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$305,000 in the settlement of each and every claim of James Broutzos, Wildwood Development Corporation, Desert View Partnership, and Wildwood Construction against the City, its agents and employees, in Superior Court Cases No. 646858 and 652812, Marc and Monica Johnson v. Desert View Partnership, et al. and Marc and Monica Johnson v. City of San Diego, et al., resulting from earth movement on and adjacent to 5623 Desert View Drive; authorizing the City Auditor and Comptroller to issue one check in the total amount of \$305,000, made payable to James Broutzos, First Nationwide Bank, and William Banning, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of any and all claims against the City of San Diego and/or its agents resulting from earth movement on and adjacent to 5623 Desert View Drive.
Aud. Cert. 9300839.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-124: (R-93-1447) ADOPTED AS RESOLUTION R-281657

Proclaiming March 22, 1993 to be "Emerald Hills
Neighborhood Day," and commending the Emerald Hills
Neighborhood Council for their hard work and
persistence, for the residents of Emerald Hills.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A434-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-125: (R-93-1189) ADOPTED AS RESOLUTION R-281658

Authorizing the execution of an agreement with the East
County Jewish Community Center, for an after-school
youth program as part of the Neighborhood Pride and
Protection Program; authorizing the expenditure of an
amount not to exceed \$28,000 from Community Park and
Recreation Fund No. 100, for the purpose of providing
funds for the above project.
(East San Diego Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The Park and Recreation
Department is proposing to contract with the JCC to operate a
youth after school program in one high crime community within the
City as part of the Neighborhood Pride and Protection Program.
The JCC's Take C.H.A.R.G.E. Program format will be used in the
implementation of this program. The Take C.H.A.R.G.E. Program is
designed to reach youth between the ages of 5 and 12 and
features self-esteem components, anti drug/gang education, as
well as wholesome recreation activities. The Take C.H.A.R.G.E.
Program will be conducted at the East County Jewish Community
Center. A minimum of 35 children will be involved during the six
month program which is scheduled to begin in mid-January. If
funding is available in FY '94 and the program evaluation
positive, the contract may be extended into the coming fiscal
year.
Aud. Cert. 9300675.

FILE LOCATION: MEET CONFY93-1

COUNCIL ACTION: (Tape location: C033-040.)

MOTION BY McCARTY TO ADOPT. Second by Stevens. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-126: (R-93-1361) ADOPTED AS RESOLUTION R-281659

Authorizing the execution of an agreement with P&D Technologies, Inc., for as-needed environmental consultant services for the Water Utilities Department; authorizing the expenditure of an amount not to exceed \$200,000, consisting of \$100,000 from Water Operating Fund 41500, Water Operating Engineering Program (70830) and \$100,000 from Sewer Revenue Fund 41506, Sewer Operating Engineering Program (70320), to provide funds for the above agreement, with funds to be accounted for in the specific projects (including CIP) on which work is performed; authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

CITY MANAGER SUPPORTING INFORMATION: A list of as-needed environmental consultants was requested from the Consultant Selection Coordinator on September 9, 1992. The Consultant Nominating Committee nominated five firms to participate in the final selection process. In conformance with Council Policy 300-7, these firms were interviewed on October 22, 1992, and P&D Technologies, Inc. was selected as the best qualified firm to provide the as-needed consultant services. Subconsultants on the project are: Gallegos & Associates (MBE) - Cultural Resources; KMB Consulting (WBE) - Transportation; KTU & A (MBE) - Landscape; and Marum Associates (WBE) - Landscape. The agreement provides for environmental services by task orders on an hourly fee basis not to exceed \$15,000 per task. These services would include environmental evaluation reports and preliminary hazardous waste material analysis for water and sewer projects. These reports and analysis will help to avoid construction delays by anticipating mitigative measures and selecting appropriate sites and pipeline alignments. The total contract shall not exceed \$200,000 for a period of one year from the date of execution by the City.

Aud. Cert. 9300785.

WU-U-93-067.

FILE LOCATION: MEET CCONFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-127: (R-93-1359) REFERRED TO PS&S

Authorizing the execution of an agreement with the San Diego Unified School District, for the design of their art-related facility at 3251 Juanita Street; authorizing the City Auditor and Comptroller to reprogram an amount not to exceed \$90,000 from CDBG Fund 18527, Dept. 4013, Org. 1301, J.O. 119975 to CDBG Fund 18528, Dept. 4023, Org. 2301, J.O. 119975, for the purpose of consolidating the CDBG funding available for this project; authorizing the expenditure of an amount not to exceed \$122,300 from CDBG Fund 18528, Dept. 4023, Org. 2301, J.O. 119975, for the purpose of providing funds for the above project.
(Oak Park Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: San Diego Unified School District has received CDBG funding to create Carver Arts Center, to be located on the campus of George Washington Carver Elementary School, at 3251 Juanita Street. The proposed center is an experimental research and development project designed to integrate education, families, and community, to better serve the present and future needs of the community in which it resides. The center will provide a facility for students and parents to receive visual, literary and performing arts education in a unique partnership with the surrounding community, historically under served and neglected. The center will act as a catalyst to improve student and parent education during and after school. As an urban location, the center will bring a sense of the Town Square back to its neighborhood, and will stimulate the community to conceive and achieve its own ambitions. This action will provide for the design of the art-related facility.
Aud. Cert. 9300778.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: C076-108; F192-269.)

MOTION BY STEVENS TO REFER TO PS&S FOR CDBG DISCUSSION.
Second by Roberts. Passed by the following vote:
Wolfsheimer-not present, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay,
Vargas-yea, Mayor Golding-yea.

* ITEM-128: (R-93-1362) ADOPTED AS RESOLUTION R-281660

Authorizing the execution of an agreement with Wilson Engineering, for as-needed civil engineering services for the Water Utilities Department; authorizing the expenditure of an amount not to exceed \$250,000, consisting of \$125,000 from Water Revenue Fund 41500, Water Engineering Program (70830), and \$125,000 from Sewer Revenue Fund 41506, Sewer Engineering Program (70820), for the purpose of providing funds for the above agreement, with actual expenditures accounted for in the specific projects (including CIP) on which work is performed; authorizing the City Manager to finance or refinance the project with tax exempt securities, if circumstances so warrant.

CITY MANAGER SUPPORTING INFORMATION: The as-needed civil engineering consultant, Hirsch and Company, has recently completed its contract with the City of San Diego. To fulfill the as-needed civil engineering consultant needs, an advertisement was placed in the San Diego Daily Transcript on March 20, 1992 for as-needed civil engineering consultant services to be provided for the Water Utilities Department. These services would include the following: Municipal Water and Wastewater engineering, mechanical engineering, electrical engineering, economic analysis, structural engineering, and miscellaneous engineering services.

The City's Consultant Nominating Committee reviewed the letters from 22 qualified consultants. The Nominating Committee nominated five firms to participate in a final interview by a consultant selection committee comprised of personnel from the Water Utilities Department. The interviews were conducted in conformance with Council Policy 300-7. The firm of Wilson Engineering was selected as the best qualified to provide the consultant services. This agreement will provide for the services by task orders on an hourly basis, not to exceed \$25,000. The total annual contract amount shall not exceed \$250,000 and will extend one additional year from the date of execution if the consultant provides satisfactory services. Aud. Cert. 9300784.
WU-U-93-033.

FILE LOCATION: MEET CCONFY93-1

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-129: (R-93-1444) ADOPTED AS RESOLUTION R-281661

Authorizing and directing the City Manager to incorporate into public works contracts and other relevant City contracts language acceptable to the City Attorney and substantially similar to the following: The City of San Diego desires wherever legally possible to hire qualified local residents to work on City projects. Contractors, subcontractors, consultants and developers are encouraged to solicit proposals from qualified local firms and employ qualified local residents to work on City projects.
(See City Manager Report CMR-93-49.)

COMMITTEE ACTION: Reviewed by PS&S on 2/25/93.
Recommendation to approve the City Manager's recommendation in Report CMR-93-49 with the modification that hiring will include "local residents". The Committee directed the City Manager to seek the support from the San Diego Consortium to complete the Disparity Study Request for Proposal as soon as possible in March 1993. Districts 2,3,4, and 8 voted yea. District 1 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-544.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200: (R-93-1439) ADOPTED AS RESOLUTION R-281662

Accepting the City Manager's recommendations on the status of the Equal Opportunity Contracting Program, MBE/WBE Program Review Task Force Report.
(See City Manager Report CMR-93-71.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C430-F120.)

MOTION BY WOLFSHEIMER TO ACCEPT THE CITY MANAGER'S RECOMMENDATION AND TO DIRECT THE CITY MANAGER AND CITY ATTORNEY TO: 1) RETURN TO COUNCIL IN SIXTY DAYS WITH AN EVALUATION OF THE TASK FORCE'S RECOMMENDATION AND TO IDENTIFY THE FUNDING SOURCE FOR THE DISPARITY STUDY; AND 2) ISSUE AN RFP FOR A CONSULTANT TO DO THE DISPARITY STUDY; THE FINAL DRAFT OF THE RFP IS TO BE REVIEWED BY THE TASK FORCE AND THEN BROUGHT BACK TO COUNCIL FOR FINAL REVIEW AND APPROVAL ON APRIL 12, 1993. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201: (R-93-1440) ADOPTED AS RESOLUTION R-281663

Accepting the City Manager's recommendation on the Disparity Study; directing the City Manager to identify a funding source for the Disparity Study.
(See City Manager Report CMR-93-70.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C430-F120.)

MOTION BY WOLFSHEIMER TO ACCEPT THE CITY MANAGER'S RECOMMENDATION AND TO DIRECT THE CITY MANAGER AND CITY ATTORNEY TO: 1) RETURN TO COUNCIL IN SIXTY DAYS WITH AN EVALUATION OF THE TASK FORCE'S RECOMMENDATION AND TO IDENTIFY THE FUNDING SOURCE FOR THE DISPARITY STUDY; AND 2) ISSUE AN RFP FOR A CONSULTANT TO DO THE DISPARITY STUDY; THE FINAL DRAFT OF THE RFP IS TO BE REVIEWED BY THE TASK FORCE AND THEN BROUGHT BACK TO COUNCIL FOR FINAL REVIEW AND APPROVAL ON APRIL 12, 1993. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400: (R-93-1498) ADOPTED AS RESOLUTION R-281664

Commending San Diego Police Officer Frank Pecoraro and his partner, Police Service Dog Ajax, for their performance on March 14, 1993.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A295-433.)

MOTION BY STEVENS TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 5:58 p.m. in honor of the memory of former Sheriff John Duffy and Antony di Gesu.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: F276.)